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# McCarthy Tétrault

## Facsimile

March 11, 2005  
CM# 123081-339613  
TKID: 8913

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From: Robert H. Nakano		416-601-7852	416-868-0673

United States Patent and Trademark Office  
Customer Window, Mail Stop AMENDMENT  
Randolph Building, 401 Dulany Street  
Alexandria, Virginia 22314

Re: United States Patent Application No. 09/833,531

Title: METHOD AND APPARATUS FOR PROCESSING REQUESTS FOR STATISTICS IN A COMMUNICATION NETWORK  
Inventors: OLESINSKI, Wlodek et al.  
Filing Date: April 11, 2001  
Our Ref No: 123081-339613 (T01215-0073-US)

Please see the attached communication, including:

- |   |   |
|---|---|
| (1) Transmittal Form PTO/SB/21;   | (4) Certificate of Transmission by Facsimile. |
| (2) Fee Transmittal Form PTO/SB/17;   |   |
| (3) Information Disclosure Statement, including form PTO/SB/08a (3 sheets); and |   |

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Signature: \_\_\_\_\_  
Name: Edward Fan

Date: March 11, 2005

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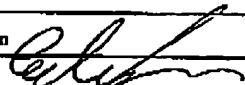
Application Number	09/833,531
Filing Date	April 11, 2001
First Named Inventor	OLESINSKI, Wlodek
Art Unit	2661
Examiner Name	N/A

Total Number of Boxes in This Submission:	7	Attachment 1 1 1 1 1	1 1 1 1 1 1 1
<input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Certificate of Transmission by Facsimile
Remarks - Applicant does not believe any fee is due for this submission, but includes form PTO/SB/17 in case any fee is deemed due.			

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	McCarthy Tétrault LLP per Robert H. Nakano (Reg. No. 46,498)
Signature	
Date	March 11, 2005

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the

Typed or printed name	Edward Fan
Signature	
Date	March 11, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Doc Code:

PTO/SB/17 (12-04v2)

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

**FEE TRANSMITTAL  
for FY 2005** Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
**\$0.00****Complete if Known**

Application Number	09/833,5361
Filing Date	April 11, 2001
First Named Inventor	OLESINSKI, Wlodek
Examiner Name	N/A
Art Unit	2661
Attorney Docket No.	123081-339613 (T01215-0073-US)

**METHOD OF PAYMENT** (check all that apply) Check     Credit Card     Money Order     None     Other (please identify): \_\_\_\_\_ Deposit    Deposit Account Number: **15-0633**    Deposit Account Name: \_\_\_\_\_

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**FEES CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		
	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fee (\$)	Small Entity	Fees Paid (\$)
Utility	300	150	500	250	200	100	_____
Design	200	100	100	50	130	65	_____
Plant	200	100	300	150	160	80	_____
Reissue	300	150	500	250	600	300	_____
Provisional	200	100	0	0	0	0	_____

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

Small Entity	Fee (\$)
50	25
200	100
360	180

Each independent claim over 3 (including Reissues)

Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
200	100	100
360	180	180
540	270	270

Multiple dependent claims

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Small Entity	Fee (\$)	Fee Paid (\$)
- 20 or HP =	x	\$50.00	= \$0.00	50	25	25

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP =	x	\$200.00	= \$0.00

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 =	/ 50	(round up to a whole)	x \$250.00	= \$0.00

**4. OTHER FEE(S)**

Non-English specification. \$130 fee (no small entity discount)

Other (e.g. late filing surcharge): \_\_\_\_\_

**SUBMITTED BY**

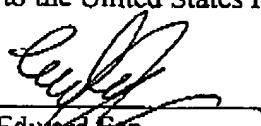
Signature		Registration No. (Attorney/Agent)	46,498	Telephone	416-601-7852
Name (Print/Type)	Robert H. Nakano		Date	March 11, 2005	

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Name: Edward Fan

Date: March 11, 2005**RECEIVED**  
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MAR 11 2005

In re Application of: **OLESINSKI, Wlodek et al.**  
Title: **METHOD AND APPARATUS FOR PROCESSING REQUESTS  
FOR STATISTICS IN A COMMUNICATION NETWORK**  
Serial No.: **09/833,531**  
Art Unit: **2661**  
Examiner: **To be assigned**  
Atty's Docket No.: **123081-339613 (T01215-0073-US)**

Date: March 11, 2005

Commissioner for Patents  
United States Patent and Trademark Office  
Customer Window, Mail Stop AMENDMENT  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314  
U.S.A.

**INFORMATION DISCLOSURE STATEMENT**

Dear Sirs:

In accordance with 37 C.F.R. § 1.56, the Applicant encloses a completed Information Disclosure Statement.

Applicant believes that this statement is filed before the mailing of a first Office action on the merits, and as such, no fee is believed to be required pursuant to 37 C.F.R. § 1.97 (b). However, in the event that a first Office action on the merits have been mailed prior to the filing of this statement, or if filing fees are deemed to be due, the Patent Office is hereby authorized to charge any such fee to deposit account No. 15-0633 of McCarthy Tétrault LLP.

123081-339613  
TDO-RED #8266465 v. 1

- 2 -

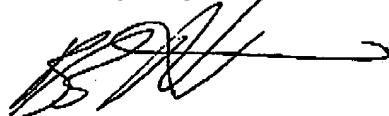
According to the terms of 37 C.F.R. § 1.97(g) and (h), this Information Disclosure Statement shall not be construed as a representation that a search has been made, an admission that the information cited is or is considered to be material to patentability, or that no other material information exists.

Four (4) United States patent documents are cited on the enclosed one (1) sheet of Form PTO/SB/08, in accordance with 37 C.F.R. § 1.98.

The foregoing Information Disclosure Statement is based upon the information contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to the undersigned at that date. Prompt consideration of this Information Disclosure Statement and the references by the Examiner is respectfully requested.

Should any Patent Office official want to telephone, the call should be made to Robert N. Nakano (Registration No. 46,498) at (416) 601-7852.

Yours very truly,



Robert H. Nakano  
Registration No. 46,498

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M5K 1E6  
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RHN/ETF/cp

123081-339613  
TDO-RED #8266465 v. 1

Substitute for form 1449A/PTO		<b>Complete if Known</b>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(use as many sheets as necessary)</i>		Application Number	09/833,531
		Filing Date	April 11, 2001
		First Named Inventor	OLESINSKI, Wlodek
		Art Unit	2661
		Examiner Name	N/A
Sheet	1	of	1
		Attorney Docket Number	
		123081-339613 (T01215-0073-US)	

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.<sup>1</sup> Applicant's unique citation designation number (optional).<sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 801.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/97 (08-03)

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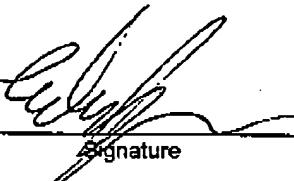
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on March 11, 2005

Date



Signature

Edward Fan

Typed or printed name of person signing Certificate

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The following papers are submitted in connection with U.S.S.N. 09/833,531:

- (1) Information Disclosure Statement (3 pages, including form PTO/SB08);
- (2) Transmittal form PTO/SB/21; and
- (3) Fee Transmittal FY 2005 form PTO/SB/17.

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